



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

TRG

Docket No: 4893-99

31 March 2000

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD OF [REDACTED]

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 w/attachments
(2) Case Summary
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Petitioner, a former enlisted member of the United States Navy filed enclosure (1) with this Board requesting a change in his reenlistment code.

2. The Board, consisting of Mr. Pfeiffer, Mr. Kastner and Mr. Zsalman, reviewed Petitioner's allegations of error and injustice on 28 March 2000 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, naval records, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. Enclosure (1) was filed in a timely manner.

c. Petitioner was honorably discharged on 18 June 1998 and was assigned an RE-4 reenlistment code. The Separation Program Designator (SPD) is JCR and the narrative reason for discharge is weight control failure. At that time of discharge he had completed almost 13 years of active service.

d. With his application Petitioner has submitted a letter from the Commander, Naval Test Wing Atlantic requesting that the reenlistment code be changed to RE-3F for failure to meet physical standards. The commander states, in part, as follows:

... Member served with distinction in the Navy and is presently employed by the command in the same capacity as his former military position. His administrative separation was due solely to three failures on the

Navy's semiannual physical readiness test. Continued service as a Naval Reservist would benefit all concerned ...

e. The Board is aware that when an SPD code of JCR is assigned the only authorized reenlistment codes are RE-3T or RE-4.

CONCLUSION:

Upon review and consideration of all the evidence of record the Board concludes that Petitioner's request warrants favorable action. The Board notes Petitioner's excellent performance of duty and the fact that he was discharged only because of his failure to meet the weight standards. In addition, the Board notes the recommendation for a change in the reenlistment code made by the Commander Naval Test Wing, Atlantic. Therefore, the Board concludes that the assignment of the RE-4 reenlistment code is inappropriate and it should now be changed to the less restrictive RE-3T reenlistment code. This code will alert recruiters that he must meet weight standards before reenlistment can be authorized.

RECOMMENDATION:

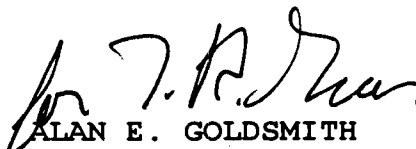
a. That Petitioner's naval record be corrected to show that on 18 June 1998 he was assigned an RE-3T reenlistment code vice the RE-4 reenlistment code now of record.

b. That any material or entries inconsistent with or relating to the Board's recommendation be corrected, removed or completely expunged from Petitioner's record and that no such entries or material be added to the record in the future.

c. That any material directed to be removed from Petitioner's naval record be returned to the Board, together with this Report of Proceedings, for retention in a confidential file maintained for such purpose, with no cross reference being made a part of Petitioner's naval record.


4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN
Recorder


ALAN E. GOLDSMITH
Acting Recorder

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.



 W. DEAN PFEIFFER
Executive Director